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6                   UNITED STATES DISTRICT COURT  
7                   WESTERN DISTRICT OF WASHINGTON  
8                   AT TACOMA

9                   JAMES EDWIN JUSTICE

10                  Plaintiff,

11                  Case No. C22-5564-MJP

12                  v.

13                  ORDER DISMISSING ACTION

14                   KATHY DAVIES, et al.,

15                  Defendants.

16                  The Court, having reviewed Plaintiff's original complaint, his first and second amended  
17                  complaints, the Report and Recommendation of the Honorable S. Kate Vaughan, United States  
18                  Magistrate Judge, and the remaining record, and noting the lack of any objections to the Report  
19                  and Recommendation, hereby finds and ORDERS:

20                  (1)     The Report and Recommendation is approved and adopted.

21                  (2)     This action is DISMISSED without prejudice, pursuant to 28 U.S.C.

22                  § 1915A(b)(1) and 28 U.S.C. § 1915(e)(2)(B), for failure of Plaintiff to allege a viable claim for  
23                  relief.

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ORDER DISMISSING ACTION

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2 (3) The Clerk is directed to send copies of this Order to Plaintiff and to Judge  
3 Vaughan.

4 DATED this 8th day of February, 2023.

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8 MARSHA J. PECHMAN  
9 United States Senior District Judge